

## **DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

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the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I also acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37 CFR 1.63(d), which occurred between the filing date of the prior application and the filing date of the continuation-in-part application, if this is a continuation-in-part application.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

<b>Prior Foreign Application:</b>	<b>Country:</b>	<b>Germany</b>
	<b>Appln. No.:</b>	<b>101 04 665.0</b>
	<b>Filed:</b>	<b>February 02, 2001</b>

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

MYRON COHEN, Reg. No. 17,358; THOMAS C. PONTANI, Reg. No. 29,763; LANCE J. LIEBERMAN, Reg. No. 28,437; MARTIN B. PAVANE, Reg. No. 28,337; MICHAEL C. STUART, Reg. No. 35,698; KLAUS P. STOFFEL, Reg. No. 31,668; EDWARD WEISZ, Reg. No. 37,257; VINCENT M. FAZZARI, Reg. No. 26,879; JULIA S. KIM, Reg. No. 36,567; ALFRED FROEBRICH, Reg. No. 38,887; ALFRED H. HEMINGWAY, JR., Reg. No. 26,736; KENT H. CHENG, Reg. No. 33,849; YUNLING REN, Reg. No. 47,019; ROGER S. THOMPSON, Reg. No. 29,594; F. BRICE FALLER, Reg. No. 29,532; DAVID J. ROSENBLUM; Reg. No. 37,709; TONY CHEN, Reg. No. 44,607; ELI WEISS, Reg. No. 17,765.

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New York, New York 10176

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**Full Name of Sole or First Inventor: Boleslaw TULACZKO**

Inventor's signature: Boleslaw Tulaczko

Dated: 01/08/02  
Month/Day/Year

Residence: **Schonungen, Germany**

Citizenship: **German**

Post Office Address: **Anton-Weber-Str. 26  
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**Full Name of Second Joint Inventor: Georg ZINK**

Inventor's signature: Georg Zink

Dated: 01/08/02  
Month/Day/Year

Residence: **Gerolzhofen, Germany**

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**Full Name of Third Joint Inventor: Dieter GEBAUER**

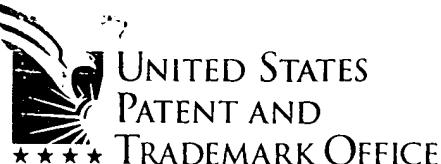
Inventor's signature: Dieter Gebauer

Dated: 01/08/02  
Month/Day/Year

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APRIL 01, 2002

PTAS

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APR 11 2002  
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UNITED STATES PATENT AND TRADEMARK OFFICE  
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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

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BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

TULACZKO, BOLESLAW

DOC DATE: 01/08/2002

ASSIGNOR:

ZINK, GEORG

DOC DATE: 01/08/2002

ASSIGNOR:

GEBAUER, DIETER

DOC DATE: 01/08/2002

ASSIGNEE:

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SERIAL NUMBER: 10053334

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PATENT NUMBER:

ISSUE DATE:

Postmark US

MARCUS KIRK, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

02-05-2002

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OMB No. 0651-0011 (exp. 4/94)



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SHEET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Attorney Docket 4452-451

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
Boleslaw TULACZKO  
Georg ZINK  
Dieter GEBAUER

01/18/02

2. Name and address of receiving party(ies):

Name: Mannesmann Sachs AGAdditional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

Assignment       Merger  
 Security Agreement       Change of Name  
 Other

Execution Date: 1/8/02

Internal Address:

Street Address: Ernst-Sachs-Str. 62City: SchweinfurtState/Country: GermanyZip: 97424

10/053334  
01/18/02  
JCE 68 U.S. PTO

Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: 1/8/02

A. Patent Application No.(s)  
SN.: 10/053334

B. Patent No.(s)

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Thomas C. PontaniInternal Address: Cohen, Pontani, Lieberman & PavaneStreet Address: 551 Fifth Avenue, 12<sup>th</sup> FloorCity: New York State: New York Zip: 10176

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 3.41): ..... \$40.00 Enclosed Authorized to be charged to deposit account8. Deposit account number: 03-2412

(Attach duplicate copy of this page if paying by deposit account)

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9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Thomas C. Pontani  
Name of Person Signing  
Reg. No. 29,763

Signature

January 18, 2002  
Date

Total number of pages including cover sheet, attachments, and document:

4

Mail documents to be recorded with required cover sheet information to:  
Assistant Commissioner for Patents  
Washington, D.C. 20231

02/04/2002 TDIAZ1 0000001 10053334

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## ASSIGNMENT

In consideration of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, We the undersigned, **Boleslaw TULACZKO, Georg ZINK and Dieter GEBAUER** (hereinafter referred to as "ASSIGNOR"):

Hereby sell, assign and transfer to **Mannesmann Sachs AG** (hereinafter referred to as "ASSIGNEE"), a corporation of Germany, having a place of business at Ernst-Sachs-Str. 62, 97424 Schweinfurt, Germany, its successors, assigns and legal representatives, the entire right, title and interest for the United States and all foreign countries, in and to any and all improvements which are disclosed in the application for United States Letters Patent, which has been executed by the undersigned concurrently herewith, and is entitled

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and in and to said application and all divisional, continuing, substitute, renewal, reissue, and all other applications for Letters Patent which have been or shall be filed in the United States and all foreign countries on any of said improvements; and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on said improvements;

Agree that said Assignee may apply for and receive Letters Patent for said improvements in its own name, and that, when requested, without charge to but at the expense of said Assignee, its successors, assigns and legal representatives, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney and other papers, communicate to said Assignee, its successors, assigns, and representatives, all facts known to the undersigned relating to said

improvements and the history thereof; and generally do everything possible which said Assignee, its successors, assigns or representatives shall consider desirable for aiding in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements and all applications for patents and all patents on said improvements, in said Assignee, its successors, assigns and legal representatives; and

Covenant with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Date: 01/08/02  
month/day/year

Boleslaw Tulanek  
Boleslaw TULACZKO

R. Döll  
Witness Roswitha Döll

Helene Weber  
Witness Helene Weber

Date: 01/08/02  
month/day/year

Georg Zink  
Georg ZINK

R. Döll  
Witness Roswitha Döll

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Date: 01/08/02  
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Dieter Gedauer  
Dieter GEBAUER

R. Doll  
Witness Roswitha Doll

Helene Weber  
Witness Helene Weber